CLCON No. 152 of 2002

Hon'ble Irshad Hussain, J.

Heard Sri V.K.Bisht learned counsel for petitioner and Sri Subhash Upadhyaya learned S.C. Perused he order Annexure-1 to the counter affidavit dated 18.7.2002. It is evident that the petitions have been permitted to join their duty and they have been paid the salary. However the arrears has not been paid. The reason of which has been given in the other affidavit of the same date. It is averred that the petitioner has not been finally allocated to the State of Uttaranchal and they have not worked for the period for which they are claiming the arrears. The petitioners have filed the application in the main petition reiterating the same facts. Considering his there is not willful non-compliance of the order of the court in regard to the payment of salary. As mentioned above payment of the salary has been made. Considering this it cannot be a case of contempt of the order of the Court. Therefore the petition is dismissed and the notice is discharged.

(Irshad Hussain, J.)

Dt. 07.08.2003:
7-8-2003